

### DETAILED ACTION

1. Amendment and response filed by applicants dated June 29, 2005 have been entered and considered carefully. Claims 19, 30-35 have been canceled. Claims 20-29 stayed withdrawn from consideration. Claims 1-18 are pending.

2. *Examiner's Amendment*

Authorization for this examiner's amendment was given in a telephone interview with Mr. Thomas A. Blinka on September 8, 2005.

Claims 20-29 which are withdrawn are canceled.

Add, the following new claims.

---

**Claim 36.** A method for treating emesis, depression, anxiety or cough in a patient in need of such treatment comprising administering to said patient an effective amount of at least one compound of claim 1.

*enter this*

**Claim 37.** A method for treating emesis and/or nausea in a patient in need of such treatment comprising administering to said patient an effective amount of at least one compound of claim 1, in combination with an effective amount of ondansetron and/or with an effective amount of dexamethasone.

---

*not part of claim*

The restriction between the compounds and the method of treating emesis, nausea, depression, anxiety or cough is dropped.